IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE EIGHTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION NO : 6449 of 2004

Between:

1 G.Gopal Reddy, s/o.G.Subba Reddy,
R/o.Plot No.95, Ravi Co.operative Housing Society Limited, Mahendra Hills, Secunderabad.
2 G.Krishna Reddy, S/o.G.Subba Reddy,
R/o.Plot No.154, Ravi Co.operative Housing Society Limited, Mahendra Hills, Secunderabad.
3 S.P.Eashwar Rao, S/o.Nancharayya,
R/o.Plot No.150, Ravi Co.operative Housing Society Limited, Mahendra Hills, Secunderabad.
4 Chandra Mohan, S/o.Narsaiah,
R/o.Plot No.94, Ravi Co.operative Housing Society Limited, Mahendra Hills, Secunderabad.

..... PETITIONERS

AND

1 The Divisional Co-operative Officer, Golkonda Division, Hyderabad.
2 The Co-operative Sub-Regustrar/Sub-Divisional Co-operative Officer, Musheerabad, Hyderabad.
3 Sri Jagan Mohan, Special Officer/Co-operative Sub- Registrar/Sub-Divisional Co.operative Officer, Musheerabad, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more in the nature of writ of CERTIORARI call for the records relating to the proceedings issued by the first respondent vide R.C.No.5148/2003/H, dt. 16-3-2004 and QUASH the same by duly declaring the proceedings issued by the first respondents as illegal, arbitrary, without jurisdiction, violative of principles of natural justice and also well settled principles of law laid

down by this Hon'ble Court while adjudicating the matters arising U/Sec. 34 of A.P.Co.operative Societies Act, Act 7/64 and also the Rules made thereunder.

Counsel for the Petitioner: MR.V.RAVI KIRAN RAO

Counsel for the Respondent No.: GP FOR COOPERATION

The Court made the following:

ORDER:

The learned counsel appearing for the petitioners submits that though the petitioners question the action of the first respondent in superseding the Managing Committee and obtained interim stay, but subsequently the petitioners themselves have resigned and handed over charge to the Special Officer and, therefore, the subject matter of the writ petition has become infructuous.

The writ petition is, accordingly, dismissed as infructuous. No order as to costs.

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(V.ESWARAIAH, J.)

8.4.2005

kpr

To

1 The Divisional Co-operative Officer, Golkonda Division, Hyderabad.
2 The Co-operative Sub-Regustrar/Sub-Divisional Co-operative Officer, Musheerabad, Hyderabad.
3 Sri Jagan Mohan, Special Officer/Co-operative Sub- Registrar/Sub-Divisional Co.operative Officer, Musheerabad, Hyderabad.

4 . 2 copies to the Govt. Pleader for Co-operation, High Court buildings, Hyderabad.

5. 2 C.D. copies